

Hon. Mary Alice Theiler

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

AMERICAN UNITED LIFE INSURANCE
COMPANY,

Plaintiff,

vs.

MARCILLE GAY AND GORDON
JOHNSON PERSONAL
REPRESENTATIVE OF THE ESTATE OF
GERALDINE JOHNSON,

Defendant.

No. C06-0378-MAT

ORDER GRANTING PLAINTIFF
LEAVE TO MOVE FOR DISMISSAL

(~~PROPOSED~~)

The court having fully reviewed the plaintiff's motion for leave to move for discharge from further liability and participation in this action after August 9, 2006, and having fully reviewed the papers submitted in favor of and opposition to the motion, including the Declarations submitted and the Exhibits attached to them, the court finds there is good cause to grant American United Life permission to move for dismissal after August 9, 2006.

NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that plaintiff's motion for leave to file a motion for dismissal after August 9, 2006 is GRANTED.

DONE IN OPEN COURT this 6th day of September, 2006.

s/ Mary Alice Theiler

United States Magistrate Judge

{1002985.DOC}

ORDER PERMITTING PLAINTIFF TO FILE MOTION
FOR DISMISSAL - 1

C06-0378

AUL v. Gay - order for leave (1002985).DOC

LEE · SMART · COOK · MARTIN & PATTERSON

P.S., Inc. · Pacific Northwest Law Offices
1800 One Convention Place · 701 Pike Street · Seattle · WA · 98101-3929
Tel. 206.624.7990 · Toll Free 877.624.7990 · Fax 206.624.5944

1 Presented by:

2 LEE, SMART, COOK, MARTIN &
3 PATTERSON, P.S., INC.

4 By: _____/s/ Michael A. Patterson_____
5 Michael A. Patterson, WSBA 7976
6 Rosemary J. Moore, WSBA 28650
7 Attorneys for Plaintiff
8 Lee Smart Cook Martin & Patterson, P.S., Inc.
9 701 Pike Street, Suite 1800
10 Seattle, WA 98101
11 Phone: (206) 624-7990
12 Fax: (206) 624-5944
13 map@leesmart.com
14 rjm@leesmart.com
15
16
17
18
19
20
21
22
23
24
25

{1002985.DOC}

ORDER PERMITTING PLAINTIFF TO FILE MOTION
FOR DISMISSAL - 2

C06-0378

AUL v. Gay - order for leave (1002985).DOC

LEE · SMART · COOK · MARTIN & PATTERSON

P.S., Inc. · Pacific Northwest Law Offices
1800 One Convention Place · 701 Pike Street · Seattle · WA · 98101 · 3929
Tel. 206.624.7990 · Toll Free 877.624.7990 · Fax 206.624.5944